

108TH CONGRESS  
2D SESSION

# S. 1601

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 30, 2004

Referred to the Committee on Resources, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## AN ACT

To amend the Indian Child Protection and Family Violence Prevention Act to provide for the reporting and reduction of child abuse and family violence incidences on Indian reservations, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Indian Child Protec-  
5       tion and Family Violence Prevention Reauthorization Act  
6       of 2004”.

1 **SEC. 2. FINDINGS AND PURPOSE.**

2 Section 402 of the Indian Child Protection and Fam-  
3 ily Violence Prevention Act (25 U.S.C. 3201) is amend-  
4 ed—

5 (1) in subsection (a)—

6 (A) by striking paragraph (1) and insert-  
7 ing the following:

8 “(1) finds that—

9 “(A) Indian children are the most precious  
10 resource of Indian tribes and need special pro-  
11 tection by the United States;

12 “(B) the number of reported incidences of  
13 child abuse on Indian reservations continues to  
14 rise at an alarming rate, but the reduction of  
15 such incidences is hindered by the lack of—

16 “(i) community awareness in identi-  
17 fication and reporting methods;

18 “(ii) interagency coordination for re-  
19 porting, investigating, and prosecuting;  
20 and

21 “(iii) tribal infrastructure for man-  
22 aging, preventing, and treating child abuse  
23 cases;

24 “(C) improvements are needed to combat  
25 the continuing child abuse on Indian reserva-  
26 tions, including—

1 “(i) education to identify symptoms  
2 consistent with child abuse;

3 “(ii) extensive background investiga-  
4 tions of Federal and tribal employees, vol-  
5 unteers, and contractors who care for,  
6 teach, or otherwise have regular contact  
7 with Indian children;

8 “(iii) strategies to ensure the safety of  
9 child protection workers; and

10 “(iv) support systems for the victims  
11 of child abuse and their families; and

12 “(D) funds spent by the United States on  
13 Indian reservations for the benefit of Indian  
14 victims of child abuse or family violence are in-  
15 adequate to combat child abuse and to meet the  
16 growing needs for mental health treatment and  
17 counseling for those victims and their fami-  
18 lies.”;

19 (B) in paragraph (2)—

20 (i) by striking “two” and inserting  
21 “the”;

22 (ii) in subparagraph (B)—

23 (I) by inserting after “provide  
24 funds for” the following: “developing  
25 a comprehensive tribal child abuse

1 and family violence program including  
2 training and technical assistance for  
3 identifying, addressing, and decreas-  
4 ing such incidents and for”; and

5 (II) by striking the period at the  
6 end and inserting a semicolon; and

7 (iii) by adding at the end the fol-  
8 lowing:

9 “(C) implement strategies to increase the  
10 safety of child protection workers;

11 “(D) assist tribes in developing the nec-  
12 essary infrastructure to combat and reduce  
13 child abuse on Indian reservations; and

14 “(E) identify and remove impediments to  
15 the prevention and reduction of child abuse on  
16 Indian reservations, including elimination of ex-  
17 isting barriers, such as difficulties in sharing  
18 information among agencies and differences be-  
19 tween the values and treatment protocols of the  
20 different agencies.”; and

21 (2) in subsection (b)—

22 (A) in paragraph (1), by striking “prevent  
23 further abuse” and inserting “prevent and pros-  
24 ecute child abuse”;

1 (B) in paragraph (2), by striking “author-  
 2 ize a study to determine the need for a central  
 3 registry for reported incidents of abuse” and in-  
 4 serting “build tribal infrastructure needed to  
 5 maintain and coordinate databases”;

6 (C) by striking paragraph (3);

7 (D) by redesignating paragraphs (4), (5),  
 8 (6), and (7) as paragraphs (3), (4), (5), and  
 9 (6), respectively;

10 (E) in paragraph (3) (as redesignated by  
 11 subparagraph (D)), by striking “sexual”;

12 (F) in paragraph (5) (as redesignated by  
 13 subparagraph (D)), by striking “Area” and in-  
 14 serting “Regional”;

15 (G) in paragraph (6) (as redesignated by  
 16 subparagraph (D))—

17 (i) by inserting “child abuse and”  
 18 after “incidents of”; and

19 (ii) by inserting “through tribally-op-  
 20 erated programs” after “family violence”;

21 (H) by inserting after paragraph (6) (as  
 22 redesignated by subparagraph (D)) the fol-  
 23 lowing:

1 “(7) conduct a study to identify the impedi-  
 2 ments to effective prevention, investigation, prosecu-  
 3 tion, and treatment of child abuse;”; and

4 (I) by striking paragraph (8) and inserting  
 5 the following:

6 “(8) develop strategies to protect the safety of  
 7 the child protection workers while performing re-  
 8 sponsibilities under this title; and”.

9 **SEC. 3. DEFINITIONS.**

10 Section 403(3) of the Indian Child Protection and  
 11 Family Violence Prevention Act (25 U.S.C. 3202(3)) is  
 12 amended—

13 (1) in subparagraph (A), by striking “and” at  
 14 the end;

15 (2) in subparagraph (B), by adding “and” at  
 16 the end; and

17 (3) by adding at the end the following:

18 “(C) any case in which a child is exposed  
 19 to family violence;”.

20 **SEC. 4. REPORTING PROCEDURES.**

21 Section 404(b) of the Indian Child Protection and  
 22 Family Violence Prevention Act (25 U.S.C. 3203(b)) is  
 23 amended by adding at the end the following:

24 “(3) COOPERATIVE REPORTING.—If—

1                   “(A) a report of abuse or family violence  
 2                   involves an alleged abuser who is a non-Indian;  
 3                   and

4                   “(B) a preliminary inquiry indicates a  
 5                   criminal violation has occurred;  
 6                   the local law enforcement agency (if other than the  
 7                   State law enforcement agency) shall immediately re-  
 8                   port the occurrence to the State law enforcement  
 9                   agency.”.

10 **SEC. 5. BARRIERS TO REDUCING CHILD ABUSE.**

11           The Indian Child Protection and Family Violence  
 12 Prevention Act is amended by striking section 405 (25  
 13 U.S.C. 3204) and inserting the following:

14 **“SEC. 405. BARRIERS TO REDUCING CHILD ABUSE.**

15           “(a) IN GENERAL.—The Secretary, in consultation  
 16 with the Secretary of Health and Human Services and the  
 17 Attorney General, shall conduct a study to identify impedi-  
 18 ments to the reduction of child abuse on Indian reserva-  
 19 tions.

20           “(b) MATTERS TO BE EVALUATED.—In conducting  
 21 the study under subsection (a), the Secretary shall, at a  
 22 minimum, evaluate the interagency and intergovernmental  
 23 cooperation and jurisdictional impediments in investiga-  
 24 tions and prosecutions.

25           “(c) REPORT.—

1           “(1) IN GENERAL.—Not later than 18 months  
 2           after the date of enactment of this paragraph, the  
 3           Secretary shall submit to Congress a report that de-  
 4           scribes the results of the study under subsection (a).

5           “(2) CONTENTS.—The report under paragraph  
 6           (1) shall include—

7                   “(A) any findings made in the study;

8                   “(B) any recommendations that the Sec-  
 9                   retary considers appropriate on ways to elimi-  
 10                  nate impediments described in subsection (a);  
 11                  and

12                  “(C) cost estimates for implementing the  
 13                  recommendations.”.

14   **SEC. 6. CHARACTER INVESTIGATIONS.**

15           Section 408 of the Indian Child Protection and Fam-  
 16           ily Violence Prevention Act (25 U.S.C. 3207) is amend-  
 17           ed—

18                   (1) in subsection (a)—

19                           (A) in paragraph (1), by inserting “(in-  
 20                           cluding contracted and volunteer positions),”  
 21                           after “authorized positions”; and

22                           (B) in paragraph (3), by striking the pe-  
 23                           riod at the end and inserting the following: “,  
 24                           which—



1           “(A) shall include a background check,  
2           based on a set of fingerprints of the employee,  
3           volunteer or contractor that may be conducted  
4           through the Federal Bureau of Investigation;  
5           and

6           “(B) may include a review of applicable  
7           State and tribal criminal history repositories.”;  
8           and

9           (2) in subsection (c)—

10           (A) by redesignating paragraphs (1) and  
11           (2) as subparagraphs (A) and (B), respectively,  
12           and indenting appropriately;

13           (B) by striking “Each” and inserting the  
14           following:

15           “(1) IN GENERAL.—Each”;

16           (C) in subparagraph (A) (as redesignated  
17           by subparagraph (A)), by inserting after “who  
18           is” the following: “a volunteer or contractor or  
19           is”;

20           (D) in subparagraph (B) (as redesignated  
21           by subparagraph (A)), by striking “employ”  
22           and inserting “contract with, accept, or em-  
23           ploy”; and

24           (E) by adding at the end the following:

25           “(2) SATISFACTION OF REQUIREMENTS.—

“(A) INVESTIGATIONS.—An investigation conducted under paragraph (1)(A) shall be considered to satisfy any requirement under any other Federal law for a background check in connection with the placement of an Indian child in a foster or adoptive home, or an institution.

“(B) LICENSING OR APPROVAL.—On certification by an Indian tribe that the Indian tribe is in compliance with paragraph (1), the licensing or approval of guardianships, foster or adoptive homes, or institutions by an Indian tribe in accordance with tribal law shall be considered to be equivalent to licensing or approval by a State for the purposes of any law that authorizes placement in or provides funding for guardianships, foster or adoptive homes, or institutions.”.

**SEC. 7. INDIAN CHILD ABUSE TREATMENT GRANT PROGRAM.**

Section 409 of the Indian Child Protection and Family Violence Prevention Act (25 U.S.C. 3208) is amended—

(1) in subsection (a), by striking “sexual”;

1           (2) by redesignating subsection (e) as sub-  
2       section (f);

3           (3) by inserting after subsection (d) the fol-  
4       lowing:

5       “(e) DEMONSTRATION PROJECT.—

6           “(1) IN GENERAL.—The Secretary of Health  
7       and Human Services shall establish demonstration  
8       projects to facilitate the development of a culturally-  
9       sensitive traditional healing treatment program for  
10      child abuse and family violence to be operated by an  
11      Indian tribe, tribal organization, or inter-tribal con-  
12      sortium.

13       “(2) APPLICATION.—

14           “(A) IN GENERAL.—An Indian tribe, tribal  
15      organization, or inter-tribal consortium may  
16      submit an application to participate in a dem-  
17      onstration project in such form as the Secretary  
18      of Health and Human Services may prescribe.

19           “(B) CONTENTS.—As part of an applica-  
20      tion under subparagraph (A), the Secretary of  
21      Health and Human Services shall require—

22           “(i) the information described in sub-  
23      section (b)(2)(C);

1                   “(ii) a proposal for development of  
2                   educational materials and resources, to the  
3                   extent culturally appropriate; and

4                   “(iii) proposed strategies to use and  
5                   maintain the integrity of traditional heal-  
6                   ing methods.

7                   “(3) CONSIDERATIONS.—In selecting the par-  
8                   ticipants in demonstration projects established under  
9                   this subsection, the Secretary of Health and Human  
10                  Services shall give special consideration to projects  
11                  relating to behavioral and emotional effects of child  
12                  abuse, elimination of abuse by parents, and reunifi-  
13                  cation of the family.”; and

14                  (4) in subsection (f) (as redesignated by para-  
15                  graph (2))—

16                       (A) by striking “there” and inserting  
17                       “‘There’”; and

18                       (B) by striking “\$10,000,000 for each of  
19                       the years 1992, 1993, 1994, 1995, 1996 and  
20                       1997” and inserting “such sums as are nec-  
21                       essary to carry out this section for each of fis-  
22                       cal years 2005 through 2010, of which a spe-  
23                       cific sum shall be specifically set aside each  
24                       year for the demonstration projects established  
25                       under subsection (e).”.

1 **SEC. 8. INDIAN CHILD RESOURCE AND FAMILY SERVICES**  
 2 **CENTERS.**

3 Section 410 of the Indian Child Protection and Fam-  
 4 ily Violence Prevention Act (25 U.S.C. 3209) is amend-  
 5 ed—

6 (1) in subsection (a) by striking “area” and in-  
 7 serting “Regional”;

8 (2) in subsection (b)—

9 (A) by striking “Secretary and” and in-  
 10 serting “Secretary,”; and

11 (B) by striking “Services” and inserting  
 12 “Services, and the Attorney General”;

13 (3) in subsection (d)(5), by striking “area” and  
 14 inserting “Region”;

15 (4) in subsection (f)—

16 (A) in the second sentence, by striking “an  
 17 area” and inserting “a Regional”; and

18 (B) in the last sentence, by inserting “de-  
 19 veloping strategies,” after “Center in”;

20 (5) in the second sentence of subsection (g)—

21 (A) by striking “an area” and inserting “a  
 22 Regional”; and

23 (B) by striking “Juneau Area” and insert-  
 24 ing “Alaska Region”; and

25 (6) in subsection (h), by striking “\$3,000,000  
 26 for each of the fiscal years 1992, 1993, 1994, 1995,

1       1996 and 1997” and inserting “such sums as are  
 2       necessary to carry out this section for each of fiscal  
 3       years 2005 through 2010”.

4       **SEC. 9. INDIAN CHILD PROTECTION AND FAMILY VIOLENCE**  
 5               **PREVENTION PROGRAM.**

6       Section 411 of the Indian Child Protection and Fam-  
 7       ily Violence Prevention Act (25 U.S.C. 3210) is amend-  
 8       ed—

9               (1) in subsection (c)—

10                   (A) in paragraph (1), by inserting “coordi-  
 11                   nation, reporting and” before “investigation”;

12                   (B) in paragraph (2) by inserting “child  
 13                   abuse and” after “incidents of”;

14               (2) in subsection (d)—

15                   (A) in paragraph (1)(C), by inserting “and  
 16                   other related items” after “equipment”; and

17                   (B) in paragraph (3)—

18                           (i) in subparagraph (B), by striking “,  
 19                           and” at the end and inserting a semicolon;

20                           (ii) in subparagraph (C), by inserting  
 21                           after “responsibilities” the following: “and  
 22                           specify appropriate measures for ensuring  
 23                           child protection worker safety while per-  
 24                           forming responsibilities under this title”;  
 25                           and

1 (iii) by adding at the end the fol-  
2 lowing:

3 “(D) provide for training programs or ex-  
4 penses for child protection services personnel,  
5 law enforcement personnel or judicial personnel  
6 to meet any certification requirements nec-  
7 essary to fulfill the responsibilities under any  
8 intergovernmental or interagency agreement;  
9 and

10 “(E) develop and implement strategies de-  
11 signed to ensure the safety of child protection  
12 workers while performing responsibilities under  
13 this Act;”;

14 (3) in paragraph (6), by striking “and” at the  
15 end;

16 (4) by redesignating paragraph (7) as para-  
17 graph (8);

18 (5) by inserting after paragraph (6) the fol-  
19 lowing:

20 “(7) infrastructure enhancements to improve  
21 tribal data systems to monitor the progress of fami-  
22 lies, evaluate service and treatment outcomes, and  
23 determine the most effective approaches and activi-  
24 ties; and”

1           (6) by redesignating subsections (f), (g), (h),  
2           and (i) as paragraphs (e), (f), (g), and (h), respec-  
3           tively;

4           (7) in paragraph (1) of subsection (g) (as re-  
5           designated by paragraph (6)), by striking subpara-  
6           graph (A) and inserting the following:

7                   “(A) evaluate the program for which the  
8                   award is made, including examination of—

9                           “(i) the range and scope of training  
10                           opportunities, including numbers and per-  
11                           centage of child protection workers en-  
12                           gaged in the training programs;

13                           “(ii) the threats to child protection  
14                           workers, if any, and the strategies used to  
15                           address the safety of child protection work-  
16                           ers; and

17                           “(iii) the community outreach and  
18                           awareness programs including any strate-  
19                           gies to increase the ability of the commu-  
20                           nity to contact appropriate reporting offi-  
21                           cials regarding occurrences of child  
22                           abuse.”; and

23           (8) in subsection (h) (as redesignated by para-  
24           graph (6)), by striking “\$30,000,000 for each of fis-  
25           cal years 1992, 1993, 1994, 1995, 1996 and 1997”



1       and inserting “such sums as are necessary to carry  
2       out this section for each of fiscal years 2005 through  
3       2010.”.

4   **SEC. 10. INTEGRATION OF SERVICES.**

5       The Indian Child Protection and Family Violence  
6   Prevention Act (25 U.S.C. 3201 et seq.) is amended by  
7   adding at the end the following:

8   **“SEC. 412. INTEGRATION OF SERVICES.**

9       “(a) DEMONSTRATION PROJECT.—In cooperation  
10   with the Secretary of Health and Human Services and At-  
11   torney General, the Secretary shall, on the receipt of a  
12   plan acceptable to the Secretary that is submitted by an  
13   Indian tribe, tribal organization, or inter-tribal consor-  
14   tium, authorize the Indian tribe, tribal organization, or  
15   inter-tribal consortium to carry out a demonstration  
16   project to coordinate, in accordance with the plan, its fed-  
17   erally funded child abuse-related service programs in a  
18   manner that integrates the program services into a single  
19   coordinated, comprehensive program that reduces admin-  
20   istrative costs by consolidating administrative functions.

21       “(b) INTEGRATION OF PROGRAMS.—

22           “(1) IN GENERAL.—Subject to paragraph (2),  
23       an Indian tribe, tribal organization, or inter-tribal  
24       consortium may integrate any program under which  
25       the Indian tribe, tribal organization, or inter-tribal

1 consortium is eligible for receipt of funds under a  
2 statutory or administrative formula, competitive  
3 grant, or any other funding scheme for the purposes  
4 of addressing child abuse.

5 “(2) COMPETITIVE GRANT PROGRAMS.—In the  
6 case of a competitive grant program, the consent of  
7 the funding agency shall be required for integration  
8 of the program under paragraph (1).

9 “(c) PLAN REQUIREMENTS.—A plan under sub-  
10 section (a) shall—

11 “(1) identify the programs to be integrated;

12 “(2) be consistent with the purposes of this Act;

13 “(3) describe a comprehensive strategy that  
14 identifies the full range of existing and potential  
15 child abuse and family violence prevention, treat-  
16 ment, and service programs available on or near the  
17 service area of the Indian tribe;

18 “(4) describe the manner in which services are  
19 to be integrated and delivered and the results ex-  
20 pected from the plan;

21 “(5) identify the projected expenditures under  
22 the plan in a single budget;

23 “(6) identify the agency or agencies of the trib-  
24 al government to be involved in the delivery of the  
25 services integrated under the plan;

1           “(7) identify any statutory provisions, regula-  
 2           tions, policies, or procedures that the tribal govern-  
 3           ment believes need to be waived in order to imple-  
 4           ment its plan; and

5           “(8) be approved by the governing body of the  
 6           affected Indian tribe or tribes.

7           “(d) OTHER FEDERAL AGENCIES.—

8           “(1) CONSULTATION.—On receipt of the plan  
 9           from an Indian tribe, tribal organization, or inter-  
 10          tribal consortium, the Secretary shall consult with—

11                   “(A) the head of each Federal agency pro-  
 12           viding funds to be used to implement the plan;  
 13           and

14                   “(B) the Indian tribe, tribal organization,  
 15           or inter-tribal consortium.

16          “(2) WAIVER.—Notwithstanding any other pro-  
 17          vision of law, the Attorney General or appropriate  
 18          Secretary shall waive any regulation, policy, or pro-  
 19          cedure promulgated by the agency identified in the  
 20          plan, unless the waiver would be inconsistent with  
 21          this Act or any statutory requirement applicable to  
 22          the program to be integrated under the plan that is  
 23          specifically applicable to Indian programs.

24          “(e) APPROVAL OR DISAPPROVAL.—

1           “(1) NOTICE.—Not later than 90 days after re-  
2       ceipt of the plan, the Secretary shall notify the In-  
3       dian tribe, tribal organization, or inter-tribal consor-  
4       tium, in writing, of the approval or disapproval of  
5       the plan.

6           “(2) DISAPPROVAL.—If the plan is dis-  
7       approved—

8           “(A) the notice under paragraph (1) shall  
9       inform the Indian tribe, tribal organization, or  
10      inter-tribal consortium of the reasons for the  
11      disapproval; and

12          “(B) the Indian tribe, tribal organization,  
13      or inter-tribal consortium shall be given an op-  
14      portunity to amend the plan or petition the Sec-  
15      retary to reconsider the disapproval.

16          “(f) RESPONSIBILITIES OF THE DEPARTMENT OF  
17      THE INTERIOR.—

18          “(1) IN GENERAL.—Not later than 180 days  
19      after the date of enactment of this Act, the Sec-  
20      retary, the Secretary of Health and Human Services,  
21      and the Attorney General shall enter into a memo-  
22      randum of agreement providing for the implementa-  
23      tion of demonstration projects under this section.

1           “(2) COORDINATING AGENCY.—The coordi-  
2           nating agency in carrying out this section shall be  
3           the Bureau of Indian Affairs.

4           “(3) RESPONSIBILITIES.—

5           “(A) IN GENERAL.—The responsibilities of  
6           the coordinating agency shall include—

7                   “(i) the development of a single report  
8                   format which shall be used by the tribe,  
9                   tribal organization, or inter-tribal consor-  
10                  tium to report on all the plan activities and  
11                  expenditures;

12                  “(ii) the development of a single sys-  
13                  tem of Federal oversight of demonstration  
14                  projects, which shall be implemented by  
15                  the coordinating agency; and

16                  “(iii) the provision of, or arrangement  
17                  for, technical assistance to an Indian tribe,  
18                  tribal organization, or inter-tribal consor-  
19                  tium.

20           “(B) REQUIREMENTS.—The report form  
21           developed under subparagraph (A)(i) shall re-  
22           quire disclosure of such information as the Sec-  
23           retary determines will—

24                   “(i) allow a determination that the In-  
25                   dian tribe, tribal organization, or inter-

1 tribal consortium has complied with the re-  
2 quirements incorporated in the approved  
3 plan of the Indian tribe; and

4 “(ii) provide assurances to each fund-  
5 ing agency that the Indian tribe, tribal or-  
6 ganization, or inter-tribal consortium has  
7 complied with all applicable statutory re-  
8 quirements that have not been waived.

9 “(g) NO REDUCTION.—In no case shall the amount  
10 of Federal funds made available to any tribal government  
11 conducting a demonstration project be reduced by reason  
12 of the conduct of the demonstration project.

13 “(h) TRANSFER OF FUNDS.—The Secretary, Sec-  
14 retary of Health and Human Services, or Attorney Gen-  
15 eral, as appropriate, may take such action as is necessary  
16 to provide for an interagency transfer of funds otherwise  
17 available to an Indian tribe, tribal organization, or inter-  
18 tribal consortium to carry out this section immediately  
19 upon the request of the Indian tribe, tribal organization,  
20 or inter-tribal consortium.

21 “(i) ADMINISTRATION OF FUNDS.—

22 “(1) IN GENERAL.—The funds of programs  
23 that are integrated under this section shall be ad-  
24 ministered in such a manner as to allow for a deter-  
25 mination that funds from specific programs (or an

1 amount equal to the amount attracted from each  
2 program) are spent on allowable activities authorized  
3 under the program.

4 “(2) SEPARATE RECORDS NOT REQUIRED.—  
5 Nothing in this section requires an Indian tribe,  
6 tribal organization, or inter-tribal consortium to—

7 “(A) maintain separate records tracing any  
8 services or activities conducted under an ap-  
9 proved plan to the individual programs under  
10 which funds were authorized; or

11 “(B) allocate expenditures among indi-  
12 vidual programs.

13 “(3) ADMINISTRATIVE COSTS.—

14 “(A) COMMINGLING.—All administrative  
15 costs under an approved plan may be commin-  
16 gled.

17 “(B) ENTITLEMENT TO FULL AMOUNT.—  
18 An Indian tribe, tribal organization, or inter-  
19 tribal consortium shall be entitled to the full  
20 amount of funding of administrative costs in ac-  
21 cordance with regulations applicable to each  
22 program.

23 “(C) EXCESS FUNDS.—Any excess of  
24 funds available to pay administrative costs,  
25 shall not be counted for Federal audit purposes,

1           if the funds are used for the purposes provided  
2           for under this title.

3           “(j) FISCAL ACCOUNTABILITY.—Nothing in this sec-  
4 tion diminishes the duty of the Secretary to fulfill the re-  
5 sponsibility of safeguarding Federal funds in accordance  
6 with chapter 75 of title 31, United States Code.

7           “(k) REPORT ON STATUTORY OBSTACLES TO PRO-  
8 GRAM INTEGRATION.—

9           “(1) PRELIMINARY REPORT.—Not later than 3  
10 years after the date of enactment of this section, the  
11 Secretary shall submit to Congress a preliminary re-  
12 port on the status of the implementation of the dem-  
13 onstration program under this section.

14           “(2) FINAL REPORT.—Not later than 6 years  
15 after the date of enactment of this section, the Sec-  
16 retary shall submit to Congress a report that—

17           “(A) describes the results of the implemen-  
18 tation of this section; and

19           “(B) identifies statutory barriers to more  
20 effective integration of program services in a  
21 manner consistent with this section.”.

22 **SEC. 11. TRIBAL PARTNERSHIPS FOR AWARENESS AND RE-**  
23 **SPONSES.**

24           (a) IN GENERAL.—Section 2001 of title I of the Om-  
25 nibus Crime Control and Safe Streets Act of 1968 (42



1 U.S.C. 3796gg) is amended by adding at the end the fol-  
2 lowing:

3 “(d) TRIBAL COALITION GRANTS.—

4 “(1) PURPOSE.—The Attorney General shall  
5 award grants to tribal domestic violence and sexual  
6 assault coalitions for purposes of—

7 “(A) increasing awareness of domestic vio-  
8 lence and sexual assault against Indian women;

9 “(B) enhancing the response to violence  
10 against Indian women at the Federal, State,  
11 and tribal levels; and

12 “(C) identifying and providing technical  
13 assistance to coalition membership and tribal  
14 communities to enhance access to essential serv-  
15 ices to Indian women victimized by domestic  
16 and sexual violence.

17 “(2) GRANTS TO TRIBAL COALITIONS.—The At-  
18 torney General shall award grants under paragraph  
19 (1) to—

20 “(A) established nonprofit, nongovern-  
21 mental tribal coalitions that address domestic  
22 violence and sexual assault against Indian  
23 women; and

24 “(B) individuals or organizations that pro-  
25 pose to incorporate as nonprofit, nongovern-

“(3) ELIGIBILITY FOR OTHER GRANTS.—Re-  
ceipt of an award under this subsection by a tribal  
domestic violence and sexual assault coalition shall  
not preclude the coalition from receiving additional  
grants under this title to carry out the purposes de-  
scribed in subsection (b).”.

9 (b) FUNDING.—Section 2007(b) of the Omnibus  
10 Crime Control and Safe Streets Act of 1968 (42 U.S.C.  
11 3796gg–1(b)) is amended by striking paragraph (4) and  
12 inserting the following:

13                   “(4) 1/54 shall be available for grants under  
14                   section 2001(d);”.

Passed the Senate September 29, 2004.

Attest: EMILY J. REYNOLDS,  
*Secretary.*